



County of Fairfax, Virginia

MEMORANDUM

Office of the County Attorney
Suite 549, 12000 Government Center Parkway
Fairfax, Virginia 22035-0064
Phone: (703) 324-2421; Fax: (703) 324-2665
www.fairfaxcounty.gov

DATE: January 15, 2014

TO: Joseph Gorney, Staff Coordinator
Zoning Evaluation Division
Department of Planning and Zoning

FROM: Jo Ellen Groves, Paralegal *JEG*
Office of the County Attorney

SUBJECT: Affidavit
Application No.: SE 2013-DR-022
Applicant: JLB Dulles Tech LLC
PC Hearing Date: 6/5/14
BOS Hearing Date: Not yet scheduled

REF.: 123579

Attached is an affidavit which has been approved by the Office of the County Attorney for the referenced case. Please include this affidavit dated 9/5/13, which bears my initials and is numbered 123579, when you prepare the staff report.

Thank you for your cooperation.

Attachment

cc: (w/attach) Jonathan Buono, Planning Technician I (Sent via e-mail)
Zoning Evaluation Division
Department of Planning and Zoning

SPECIAL EXCEPTION AFFIDAVIT

DATE: September 5, 2013

(enter date affidavit is notarized)

I, Shane M. Murphy, do hereby state that I am an
(enter name of applicant or authorized agent)

123579

(check one) ☐ applicant
 ☒ applicant's authorized agent listed in Par. 1(a) below

in Application No.(s): SE 2013-DR- 0ZZ
(enter County-assigned application number(s), e.g. SE 88-V-001)

and that, to the best of my knowledge and belief, the following information is true:

1(a). The following constitutes a listing of the names and addresses of all **APPLICANTS, TITLE OWNERS, CONTRACT PURCHASERS, and LESSEES** of the land described in the application,* and, if any of the foregoing is a **TRUSTEE,**** each **BENEFICIARY** of such trust, and all **ATTORNEYS** and **REAL ESTATE BROKERS**, and all **AGENTS** who have acted on behalf of any of the foregoing with respect to the application:

(**NOTE:** All relationships to the application listed above in **BOLD** print are to be disclosed. Multiple relationships may be listed together, e.g., **Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner**, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.)

NAME (enter first name, middle initial, and last name)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationships listed in BOLD above)
JLB Dulles Tech LLC Agents: Martin T. Mankowski J. Graham Brock Bay W. Miltenberger	3890 W. Northwest Highway Suite 700 Dallas, TX 75220	Applicant/Title Owner of Tax Map Parcel 16-3 ((1)) 4M
M.J. Wells & Associates, Inc. Agents: Terence J. Miller Robin L. Antonucci William F. Johnson Kevin R. Fellin Jamie L. Milanovich John F. Cavan, IV Christopher L. Kabatt Courtney J. Menjivar Brian J. Horan Justin B. Schor	1420 Spring Hill Road Suite 600 McLean, VA 22102	Transportation Consultant/Agent

(check if applicable) ☒ There are more relationships to be listed and Par. 1(a) is continued on a "Special Exception Attachment to Par. 1(a)" form.

* In the case of a condominium, the title owner, contract purchaser, or lessee of 10% or more of the units in the condominium.

** List as follows: Name of trustee, Trustee for (name of trust, if applicable), for the benefit of: (state name of each beneficiary).

Special Exception Attachment to Par. 1(a)DATE: September 5, 2013

(enter date affidavit is notarized)

for Application No. (s): SE 2013-DR- 022

(enter County-assigned application number (s))

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(NOTE: All relationships to the application are to be disclosed. Multiple relationships may be listed together, e.g., **Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner**, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel (s) for each owner(s) in the Relationship column.)

NAME (enter first name, middle initial, and last name)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationships listed in BOLD above)
William H. Gordon Associates, Inc. Agents: Robert W. Walker Oomer F. Syed Joseph W. McClellan Brian A. Cipriano Jeremiah D. Kameron Steven C. Pandish Feiquan (NMI) Luo James P. Williams William D. Walker	4501 Daly Drive, Suite 200 Chantilly, VA 20151	Engineer/Agents
Cooley LLP Agents: Antonio J. Calabrese Mark C. Looney Colleen P. Gillis Snow Jill S. Parks Brian J. Winterhalter Shane M. Murphy Jeffrey A. Nein Ben I. Wales Molly M. Novotny Katherine P. Humphrey	One Freedom Drive, Reston Town Center 11951 Freedom Drive, Suite 1500 Reston, VA 20190	Attorney/Agents
KTGY Group, Inc. Agents: Mark D. Drake, AIA, NCARB Melody (nmi) Nobleza Rohit (nmi) Anand	8605 Westwood Center Drive Suite 300 Vienna, VA 22182	Architect/Agents
Wetland Studies and Solutions, Inc. Agents: Michael S. Rolband Frank R. Graziano Mark W. Headly Benjamin N. Rosner	5300 Wellington Branch Drive, Suite 100 Gainesville, VA 20155	Wetlands Consultant/Agents

(check if applicable)

[]

There are more relationships to be listed and Par. 1(a) is continued further on a "Special Exception Attachment to Par. 1(a)" form.

SPECIAL EXCEPTION AFFIDAVIT

DATE: September 5, 2013
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1(b). The following constitutes a listing*** of the **SHAREHOLDERS** of all corporations disclosed in this affidavit who own 10% or more of any class of stock issued by said corporation, and where such corporation has 10 or less shareholders, a listing of all of the shareholders:

(NOTE: Include **SOLE PROPRIETORSHIPS, LIMITED LIABILITY COMPANIES, and REAL ESTATE INVESTMENT TRUSTS** herein.)

CORPORATION INFORMATION

NAME & ADDRESS OF CORPORATION: (enter complete name and number, street, city, state, and zip code)

JLB Dulles Tech LLC
3890 W. Northwest Highway
Suite 700
Dallas, TX 75220

DESCRIPTION OF CORPORATION: (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF SHAREHOLDERS: (enter first name, middle initial and last name)

JLB Realty, LLC

(check if applicable) ☒ There is more corporation information and Par. 1(b) is continued on a "Special Exception Affidavit Attachment 1(b)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. *In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.* Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

Special Exception Attachment to Par. 1(b)DATE: September 5, 2013
(enter date affidavit is notarized)for Application No. (s): SE 2013-DR- 022
(enter County-assigned application number (s))123579**NAME & ADDRESS OF CORPORATION:** (enter complete name, number, street, city, state, and zip code)JLB Realty, LLC
3890 W. Northwest Highway, Suite 700
Dallas, TX 75220**DESCRIPTION OF CORPORATION:** (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

JLB Partners, L.P.

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)JLB Partners, LLC
3890 W. Northwest Highway, Suite 700
Dallas, TX 75220**DESCRIPTION OF CORPORATION:** (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

Bay W. Miltenberger, Member

(check if applicable) ☒ There is more corporation information and Par. 1(b) is continued further on a "Special Exception Attachment to Par. 1(b)" form.

Special Exception Attachment to Par. 1(b)DATE: September 5, 2013
(enter date affidavit is notarized)for Application No. (s): SE 2013-DR- 022
(enter County-assigned application number (s))123579**NAME & ADDRESS OF CORPORATION:** (enter complete name, number, street, city, state, and zip code)William H. Gordon Associates, Inc.
4501 Daly Drive, Suite 200
Chantilly, VA 20151**DESCRIPTION OF CORPORATION:** (check one statement)

- ☐ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☒ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)William H. Gordon
Joseph W. McClellan
R. Steven Hulsey**NAME & ADDRESS OF CORPORATION:** (enter complete name, number, street, city, state, and zip code)M.J. Wells & Associates, Inc.
1420 Spring Hill Road, Suite 600
McLean, VA 22102**DESCRIPTION OF CORPORATION:** (check one statement)

- ☐ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☒ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)M.J. Wells & Associates, Inc. Employee
Stock Ownership Trust (ESOT)
(All employees are eligible Plan
participants; however, none owns 10% or
more of any class of stock)

(check if applicable)

There is more corporation information and Par. 1(b) is continued further on a
"Special Exception Attachment to Par. 1(b)" form.

Special Exception Attachment to Par. 1(b)DATE: September 5, 2013
(enter date affidavit is notarized)for Application No. (s): SE 2013-DR- 022
(enter County-assigned application number (s))123579**NAME & ADDRESS OF CORPORATION:** (enter complete name, number, street, city, state, and zip code)KTGY Group, Inc. ~
8605 Westwood Center Drive, Suite 300
Vienna, VA 22182**DESCRIPTION OF CORPORATION:** (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)John P. Tully
Jill D. Williams
Patricia A. Esser
Manuel G. Gonzalez**NAME & ADDRESS OF CORPORATION:** (enter complete name, number, street, city, state, and zip code)Wetland Studies and Solutions, Inc.
5300 Wellington Branch Drive, Suite 100
Gainesville, VA 20155**DESCRIPTION OF CORPORATION:** (check one statement)

- ☒ There are 10 or less shareholders, and all of the shareholders are listed below.
- ☐ There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- ☐ There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

Michael S. Rolband ~

(check if applicable) ☐ There is more corporation information and Par. 1(b) is continued further on a "Special Exception Attachment to Par. 1(b)" form.

SPECIAL EXCEPTION AFFIDAVIT

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1(c). The following constitutes a listing*** of all of the **PARTNERS**, both **GENERAL** and **LIMITED**, in any partnership disclosed in this affidavit:

PARTNERSHIP INFORMATION

PARTNERSHIP NAME & ADDRESS: (enter complete name, and number, street, city, state, and zip code)

JLB Partners, L.P.
 3890 W. Northwest Highway, Suite 700
 Dallas, TX 75220

(check if applicable) ☐ The above-listed partnership has no limited partners.

NAMES AND TITLE OF THE PARTNERS (enter first name, middle initial, last name, and title, e.g.

General Partner, Limited Partner, or General and Limited Partner)

General Partner: JLB Partners, LLC

Limited Partners: Bay W. Miltenberger
 Glenn D. Jones
 James L. Bosler

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued on a "Special Exception Affidavit Attachment to Par. 1(c)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. *In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.* Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

Special Exception Attachment to Par. 1(c)DATE: September 5, 2013

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PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

Cooley LLP
 One Freedom Square, Reston Town Center
 11951 Freedom Drive, Suite 1500
 Reston, VA 20190

(check if applicable) ☒ The above-listed partnership has no limited partners.**NAMES AND TITLES OF THE PARTNERS:** (enter first name, middle initial, last name, and title, e.g., **General Partner, Limited Partner, or General and Limited Partner**)

Gian-Michele a Marca
 Jane K. Adams
 Maureen P. Alger
 DeAnna D. Allen
 Thomas R. Amis
 Mazda K. Antia
 Orion (nmi) Armon
 Gordon C. Atkinson
 Michael A. Attanasio
 Jonathan P. Bach
 Charles J. Bair
 Scott S. Balber
 Celia Goldwag Barenholtz
 Frederick D. Baron
 Matthew S. Bartus
 Keith J. Berets
 Laura Grossfield Birger
 Thomas A. Blinka
 Barbara L. Borden
 Jodie M. Bourdet
 Wendy J. Brenner
 Matthew J. Brigham
 James P. Brogan
 Nicole C. Brookshire
 Matthew D. Brown
 Alfred L. Browne III
 Matthew T. Browne
 Peter F. Burns
 Robert T. Cahill
 Antonio J. Calabrese
 Christopher C. Campbell
 William Lesse Castleberry
 Lynda K. Chandler
 Reuben H. Chen
 Dennis (nmi) Childs

William T. Christiansen, II
 Sean M. Clayton
 Samuel S. Coates
 Jeffrey L. Cohen
 Thomas A. Coll
 Joseph W. Conroy
 Carolyn L. Craig
 John W. Crittenden
 Janet L. Cullum
 Nathan K. Cummings
 John A. Dado
 Benjamin G. Damstedt
 Craig E. Dauchy
 Renee R. Deming
 Darren K. DeStefano
 Jennifer Fonner DiNucci
 Michelle C. Doolin
 Joseph M. Drayton
 Christopher (nmi) Durbin
 John C. Dwyer
 Shannon (nmi) Eagan
 Gordon H. Empey
 Sonya F. Erickson
 Michael R. Faber
 Lester J. Fagen
 Jesse D. Farmer
 Brent D. Fassett
 M. Wainwright Fishburn, Jr.
 Thomas J. Friel, Jr.
 Francis (nmi) Fryscak
 Koji F. Fukumura
 James F. Fulton, Jr.
 William S. Galliani
 W. Andrew H. Gantt III
 Stephen D. Gardner
 Jon E. Gavenman
 Wendy C. Goldstein

Kathleen A. Goodhart
 Lawrence C. Gottlieb
 Shane L. Goudey
 William E. Grauer
 Jonathan G. Graves
 Jacqueline I. Grise
 Kenneth L. Guernsey
 Patrick P. Gunn
 Jeffrey M. Gutkin
 John B. Hale
 Danish (nmi) Hamid
 Walter G. Hanchuk
 Ray (nmi) Hartman
 Bernard L. Hatcher
 Matthew B. Hemington
 David M. Hernand
 Cathy Rae Hershcopf
 John (nmi) Hession
 Gordon (nmi) Ho
 Lila W. Hope
 C. Thomas Hopkins
 Mark M. Hrenya
 Christopher R. Hutter
 Jay R. Indyke
 Craig D. Jacoby
 Eric C. Jensen
 Robert L. Jones
 Barclay J. Kamb
 Richard S. Kanowitz
 Kimberly J. Kaplan-Gross
 Matthew A. Karlyn
 Jeffrey S. Karr
 Sally A. Kay
 Heidi M. Keefe
 Jason L. Kent
 John (nmi) Kheit
 Mehdi (nmi) Khodadad
 Charles S. Kim
 Kevin M. King

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a "Special Exception Attachment to Par. 1(c)" form.

Special Exception Attachment to Par. 1(c)DATE: September 5, 2013

(enter date affidavit is notarized)

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PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

Cooley LLP (continued)
 One Freedom Square, Reston Town Center
 11951 Freedom Drive, Suite 1500
 Reston, VA 20190

(check if applicable) ☒ The above-listed partnership has no limited partners.**NAMES AND TITLES OF THE PARTNERS:** (enter first name, middle initial, last name, and title, e.g., **General Partner, Limited Partner, or General and Limited Partner**)

Barbara A. Kosacz
 Kenneth J. Krisko
 John S. Kyle
 Carol Denise Laherty
 Mark F. Lambert
 Matthew E. Langer
 Samantha M. LaPine
 John G. Lavoie
 Robin J. Lee
 Louis (nmi) Lehot
 Jamie K. Leigh
 Ronald S. Lemieux
 Natasha (nmi) Leskovsek
 Shira Nadich Levin
 Alan (nmi) Levine
 Michael S. Levinson
 Stephanie (nmi) Levy
 Elizabeth L. Lewis
 Michael R. Lincoln
 James C. T. Linfield
 Chet F. Lipton
 Samuel M. Livermore
 Douglas P. Lobel
 J. Patrick Loofbourrow
 Mark C. Looney
 Robert B. Lovett
 Andrew P. Lustig
 Thomas O. Mason
 Jennifer (nmi) Massey
 Joshua O. Mates
 Keith A. McDaniels
 Michael J. McGrail
 John T. McKenna
 Bonnie Weiss McLeod
 Mark A. Medearis
 Laura M. Medina
 Beatriz (nmi) Mejia
 Craig A. Menden
 Erik B. Milch

Chadwick L. Mills
 Patrick J. Mitchell
 Ali M.M. Mojdehi
 Ann M. Mooney
 Timothy J. Moore
 William B. Morrow, III
 Howard (nmi) Morse
 Frederick T. Muto
 Danielle E. Naftulin
 Ryan E. Naftulin
 Jeremy M. Naylor
 Stephen C. Neal
 Ian (nmi) O'Donnell
 Kathleen (nmi) Pakenham
 Nikesh (nmi) Patel
 Timothy G. Patterson
 Anne H. Peck
 D. Bradley Peck
 David G. Peinsipp
 Nicole K. Peppe
 Susan Cooper Philpot
 Frank V. Pietrantonio
 Mark B. Pitchford
 Michael L. Platt
 Christian E. Plaza
 Marya A. Postner
 Steve M. Przesmicki
 Seth A. Rafkin
 Frank F. Rahmani
 Marc (nmi) Recht
 Michael G. Rhodes
 Michelle S. Rhyu
 Lyle (nmi) Roberts
 John W. Robertson
 Ricardo (nmi) Rodriguez

Kenneth J. Rollins
 Kevin K. Rooney
 Adam J. Ruttenberg
 Thomas R. Salley III
 Jessica Valenzuela Santamaria
 Glen Y. Sato
 Martin S. Schenker
 Joseph A. Scherer
 Marc G. Schildkraut
 William J. Schwartz
 Audrey K. Scott
 John H. Sellers
 Ian R. Shapiro
 Michael N. Sheetz
 C. Christopher Shoff
 Jordan A. Silber
 Brent B. Siler
 Ian D. Smith
 Stephen R. Smith
 Colleen P. Gillis Snow
 Tower C. Snow, Jr.
 Whitty (nmi) Somvichian
 Wayne O. Stacy
 Anthony M. Steigler
 Steven M. Strauss
 Ronald R. Sussman
 C. Scott Talbot
 Mark P. Tanoury
 Gregory C. Tenhoff
 Joseph (nmi) Teja, Jr.
 Michael E. Tenta
 Timothy S. Teter
 Michael (nmi) Tollini
 Michael S. Tuscan
 Miguel J. Vega
 Erich E. Veitenheimer III
 Aaron J. Velli

(check if applicable) ☒ There is more partnership information and Par. 1(c) is continued further on a "Special Exception Attachment to Par. 1(c)" form.

Special Exception Attachment to Par. 1(c)

DATE: September 5, 2013
(enter date affidavit is notarized)

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for Application No. (s): SE 2013-DR- 022
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

Cooley LLP (continued)
One Freedom Square, Reston Town Center
11951 Freedom Drive, Suite 1500
Reston, VA 20190

(check if applicable) ☒ The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)

David A. Walsh
Mark B. Weeks
Mark R. Weinstein
Thomas S. Welk
Peter H. Werner
Francis R. Wheeler
Geoffrey T. Willard
Andrew S. "Drew" Williamson
Peter J. Willsey
Mark Windfeld-Hansen
Nancy H. Wojtas
Amy M. Wood
Nan (nmi) Wu
Babak (nmi) Yaghmaie
David R. Young
Christina (nmi) Zhang
Kevin J. Zimmer

(check if applicable) ☐ There is more partnership information and Par. 1(c) is continued further on a
"Special Exception Attachment to Par. 1(c)" form.

SPECIAL EXCEPTION AFFIDAVIT

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for Application No. (s): SE 2013-DR- 022
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1(d). One of the following boxes **must** be checked:

☐ In addition to the names listed in Paragraphs 1(a), 1(b), and 1(c) above, the following is a listing of any and all other individuals who own in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land:

☒ Other than the names listed in Paragraphs 1(a), 1(b), and 1(c) above, no individual owns in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land.

2. That no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household owns or has any financial interest in the subject land either individually, by ownership of stock in a corporation owning such land, or through an interest in a partnership owning such land.

EXCEPT AS FOLLOWS: (**NOTE:** If answer is none, enter "NONE" on the line below.)

None.

(check if applicable) ☐ There are more interests to be listed and Par. 2 is continued on a "Special Exception Attachment to Par. 2" form.

Application No.(s): SE 2013-DR-022

(county-assigned application number(s), to be entered by County Staff)

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SPECIAL EXCEPTION AFFIDAVIT

DATE: September 5, 2013

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3. That within the twelve-month period prior to the public hearing of this application, no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household, either directly or by way of partnership in which any of them is a partner, employee, agent, or attorney, or through a partner of any of them, or through a corporation in which any of them is an officer, director, employee, agent, or attorney or holds 10% or more of the outstanding bonds or shares of stock of a particular class, has, or has had any business or financial relationship, other than any ordinary depositor or customer relationship with or by a retail establishment, public utility, or bank, including any gift or donation having a value of more than \$100, singularly or in the aggregate, with any of those listed in Par. 1 above.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on line below.)

- 4501 Daly L.P. contributed in excess of \$100 to Frey for Fairfax County Board of Supervisors. Although 4501 Daly L.P. is not associated with this application, its General Partner, William H. Gordon, is also a shareholder of William H. Gordon Associates, Inc., which corporation is an agent of the applicant listed in Paragraph 1(a).

NOTE: Business or financial relationships of the type described in this paragraph that arise after the filing of this application and before each public hearing must be disclosed prior to the public hearings. See Par. 4 below.)

(check if applicable) ☐ There are more disclosures to be listed and Par. 3 is continued on a "Special Exception Attachment to Par. 3" form.

4. That the information contained in this affidavit is complete, that all partnerships, corporations, and trusts owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land have been listed and broken down, and that prior to each and every public hearing on this matter, I will reexamine this affidavit and provide any changed or supplemental information, including business or financial relationships of the type described in Paragraph 3 above, that arise on or after the date of this application.

WITNESS the following signature:

(check one)

☐ Applicant

☒ Applicant's Authorized Agent

Shane M. Murphy, Esq.

(type or print first name, middle initial, last name, and & title of signee)

Subscribed and sworn to before me this 5th day of September, 2013, in the State/Comm. of Virginia, County/City of Fairfax.

My commission expires: 10/31/2014

Betty C. Leyshion
Notary Public

